



PUBLIC NOTICE

FEDERAL COMMUNICATIONS COMMISSION
445 12th STREET, S.W.
WASHINGTON, D.C. 20554

News Media Information: (202) 418-0500
Fax-On-Demand: (202) 418-2830
Internet: <http://www.fcc.gov>
<ftp.fcc.gov>

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ENFORCEMENT BUREAU FIELD OPERATIONS LIST OF ACTIONS TAKEN

The following is a list of actions taken by the Enforcement Bureau's Field Offices during the period September 1, to September 30, 2000. During this period, the Field Offices issued four (4) Notices of Apparent Liability ("NALs") and 106 Notices of Violation ("NOVs") for violations of the Communications Act of 1934, as amended, 47 U.S.C. § 151, *et seq.*, and/or the FCC's Rules.

This list is provided for information purposes only and does not provide parties with additional rights. Parties wishing to make a payment or file a response to a NAL or to file a response to a NOV or Citation must do so in accordance with the instructions and by the deadline set forth in the NAL, NOV or Citation.

NOTICES OF APPARENT LIABILITY

Communications Act

- 47 U.S.C. § 301 – Unlicensed Operation
 - ◆ *Hormigonera Chaparro Inc. Aguada, PR. \$5,000 NAL. San Juan, PR Resident Agent Office (9/26/00).*

47 C.F.R. Part 2 - Frequency Allocations and Radio Treaty Matters; General Rules and Regulations

- 47 C.F.R. § 2.803 – Marketing of Radio Frequency Devices Prior to Equipment Authorization
 - ◆ *Stephen Fowler d/b/a Exports R Us., Pineville LA. \$7,000 NAL. Other violation: 47 C.F.R. § 2.815 (External Radio Frequency Power Amplifiers). New Orleans, LA District Office (9/28/00).*

47 C.F.R. Part 17 – Construction, Marking and Lighting of Antenna Structures

- 47 C.F.R. § 17.4 – Antenna Structure Registration
 - ◆ *Natchez Communications, Inc., Natchez, MS. \$16,000 NAL.* Other violation: 47 C.F.R. § 17.50 (Cleaning and Repainting). New Orleans, LA District Office (9/7/00).
- 47 C.F.R. § 17.51 - Time When Lights Should Be Exhibited
 - ◆ *Puerto Rico Tower Co., Inc. San Juan, PR. \$10,000 NAL.* San Juan, PR Resident Agent Office (9/25/00).

NOTICES OF VIOLATION

Communications Act

- 47 U.S.C. § 301 – Unauthorized Operation
 - ◆ *Nicky Beauty Salon, Brooklyn, NY.* New York, NY District Office (9/1/00).
 - ◆ *Pierre Foucault, Brooklyn, NY.* New York, NY District Office (9/1/00).
 - ◆ *Robert Mohamed, Richmond Hill, NY.* New York, NY District Office (9/1/00).
 - ◆ *Thelusdor Edlyne & Jean Girad, Brooklyn, NY.* New York, NY District Office (9/1/00).
 - ◆ *Walter Pauselius, Maybrook, NY.* New York, NY District Office (9/5/00).
 - ◆ *Roger Johnson, Sea Tow Swansboro, KMB870, Swansboro NC.* Norfolk, VA Resident Agent Office (9/11/00).
 - ◆ *Livingston County, Geneseo, NY.* Buffalo, NY Resident Agent Office (9/18/00).

47 C.F.R. Part 1 – Practice and Procedure

- 47 C.F.R. § 1.89 – Notice of Violation
 - ◆ *Frequency Plus Corporation, d/b/a Metrocall USA, Inc., , WPMH-547, East Brunswick, NJ.* New York, NY District Office (9/20/00).
 - ◆ *Ms. Barbara Merrille, d/b/a Metrocall USA, Inc., WMPC-977, Brick, NJ.* New York, NY District Office (9/20/00).
- 47 C.F.R. § 1.903 – Authorization Required
 - ◆ *A & M Cartage of Tinley Park, Inc., Mokena, IL.* Other violation: 47 C.F.R. § 1.923 (Content of Applications). Chicago, IL District Office (9/22/00).
- 47 C.F.R. § 1.1307 – Actions That May Have A Significant Environmental Effect, For Which Environmental Assessments (EAs) Must Be Prepared

- ◆ *Denver Educational Broadcasting, Inc., Denver, Colorado.* Other violation: 47 C.F.R. §1.1310. Denver, CO District Office (9/25/00).
- ◆ *Public Broadcasting of Colorado, Inc., Denver, Colorado.* Other violation: 47 CFR 1.1310, 1.1307(b) and 1.1307(b)(3). Denver, CO District Office, 9/25/00.

47 C.F.R. Part 2 – Frequency Allocations and Radio Treaty Matters; General Rules and Regulations

- 47 C.F.R. § 2.925 – Identification of Equipment
 - ◆ *BEXT Inc., San Diego, CA.* Dallas, TX District Office (9/15/00).

47 C.F.R. Part 11 - Emergency Alert System

- 47 C.F.R. § 11.15 – EAS Operating Handbook
 - ◆ *T & W Communications Corp., Columbus, MS.* Other violations: 47 C.F.R. §§ 17.4(a) (Antenna Structure Registration), 73.49 (AM Transmission System Fencing Requirements), 73.1820(Station Log), and 73.3526(Local Public Inspection File for Commercial Stations). New Orleans, LA District Office (9/5/00).
 - ◆ *Priority Communications, L.L.C., WYAM, Hoover, AL.* Other violations: 47 C.F.R. §§ 11.52 (EAS Code and Attention Signal Monitoring Requirements), 17.4(g) (Antenna Structure Registration Number Posting), 73.51 (Determining Operating Power), 73.58 (Indicating Instruments), 73.1230 (Posting of Station License), 73.1590 (Equipment Performance Measurements) 73.1820(Station Log), and 73.3526 (Local Public Inspection File of Commercial Stations). Atlanta, GA District Office (9/7/00).
 - ◆ *Tele Media Co. of Vermont, L.L.C., WKVT, Brattleboro, VT.* Other violation: 47 C.F.R. § 11.35 (Equipment Operations Readiness). Boston, MA District Office (9/8/00).
 - ◆ *Cumulus Broadcasting, Inc., Washington, DC.* Tampa, FL District Office (9/13/00).
 - ◆ *WCVC, Inc., Tallahassee, FL.* Other violations: 47 C.F.R. §§ 11.61 (Tests of EAS Procedures) and 17.50 (Cleaning and Repainting). Tampa, FL District Office (9/14/00).
 - ◆ *Monterey Licenses, L.L.C., Monterey, CA.* Other violation: 47 C.F.R. §§ 11.52 (EAS Code and Attention Signal Transmission Requirements) and 11.61 (Tests of EAS Procedures). Tampa, FL District Office (9/15/00).
 - ◆ *Word of Victory Outreach Center Inc.(KLUH), Poplar Bluff, MO.* Other violations: 47 C.F.R. §§ 11.52 (EAS Code and Attention Signal Transmission Requirements), 11.54 (EAS Operation During National Level Emergency), 11.61 (Tests of EAS Procedures), 17.4 (Antenna Structure Registration), 17.47 (Inspection of Antenna Structure Lights and Associated Control Equipment), 73.1226 (Availability of FCC Station Logs and Records), 73.1350 (Transmission System Operation), 73.1870 (Chief Operators), and 73.3527 (Local Public

- Inspection of Noncommercial Educational Stations). Kansas City, MO District Office (9/21/00).
- ◆ ***Tele-Media of Western Connecticut, Seymour, CT.*** Other violations: 47 C.F.R. § 17.4 (Antenna Structure Registration) and 76.305 (Records To Be Maintained Locally By Cable System Operators For Public Inspection). Boston, MA District Office (9/25/00).
- 47 C.F.R. § 11.35 – Equipment Operations Readiness
 - ◆ ***Tri-State Broadcasters, Inc., WTSA, Brattleboro, VT.*** Boston, MA District Office (9/8/00).
 - 47 C.F.R. § 11.51 – EAS Code and Attention Signal Transmission Requirements
 - ◆ ***PTR Television, Inc., Cidra, PR.*** San Juan, PR Resident Agent Office (9/5/00).
 - 47 C.F.R. § 11.52 – EAS Code and Attention Signal Monitoring Requirements
 - ◆ ***Priority Communications, L.L.C., WAJF, Hoover, AL.*** Other violations: 73.51 (Determining Operating Power), 73.58 (Indicating Instruments), 73.1230 (Posting of Station License), 73.1590 (Equipment Performance Measurements) 73.1820 (Station Log), and 73.3526 (Local Public Inspection File of Commercial Stations). Atlanta, GA District Office (9/7/00).
 - ◆ ***Quetzal Bilingual Communications, Inc., AM Radio Station, KURS, San Diego, CA.*** Other violation 47 C.F.R. § 11.61 (Tests of EAS Procedures). San Diego, CA District Office (9/8/00).
 - ◆ ***KRFE Radio, Inc., KRFE(AM), Lubbock, TX.*** Other violations: 47 C.F.R. §§ 73.1560 (Operating Power and Mode Tolerances), 73.1745 (Unauthorized Operation), 73.1870 (Chief Operators), 73.3526 (Local Public Inspection File for Commercial Stations) and Terms of Station Authorization. Dallas, TX District Office (9/11/00).
 - ◆ ***James K. Sharp d.b.a. 5th Ave. Broadcasting, Huntsville, AL.*** Other violations: 47 C.F.R. §§ 73.51 (Determining Operating Power), 73.158 (Directional Antenna Monitoring Points), 73.1230 (Posting of Station License), 73.1350 (Transmission System Operation), 73.1680 (Emergency Antennas), 73.1745 (Unauthorized Operation), 73.1800 (General Requirements Related to the Station Log), 73.1820 (Station Log), 73.1870 (Chief Operators), and 73.3526 (Local Public Inspection File for Commercial Stations). Atlanta, GA District Office (9/14/00).
 - ◆ ***Monterey Licenses, L.L.C., Monterey, CA.*** Other violation: 47 C.F.R. § 11.61 (Tests of EAS Procedures). Tampa, FL District Office (9/14/00).
 - ◆ ***Tichenor License Corporation, Dallas TX.*** Other violation: 47 C.F.R. § 11.61 (Tests of EAS Procedures). Dallas, TX District Office (9/25/00).
 - ◆ ***Impact Broadcasting, Inc., Gaithersburg, MD.*** Other violations: 47 C.F.R. §§ 73.1201 (Station Identification), 73.1350 (Transmission System Operation), 73.1560 (Operating Power and Mode Tolerances) and 73.1590 (Equipment Performance Measurements). Norfolk, VA Resident Agent Office (9/27/00).

- 47 C.F.R. § 11.61 -Tests of EAS Procedures
 - ◆ ***CXR Holdings, Inc., Radio Station KRTR-FM, Las Vegas, NV.*** Honolulu, HI Resident Agent Office (9/1/00).
 - ◆ ***Service Electric Cable Television, Wilkes Barre, PA.*** Other violation: 47 C.F.R. § 76.305 (Records to be Maintained Locally By Cable System Operators For Public Inspection). Philadelphia, PA District Office (9/7/00).

47 C.F.R. Part 17 – Construction, Marking & Lighting of Antenna Structures

- 47 C.F.R. § 17.4 - Antenna Structure Registration
 - ◆ ***Century Cellunet, Monroe, LA.*** New Orleans, LA District Office (9/1/00).
 - ◆ ***Magnolia Financial, Tupelo, MS.*** New Orleans, LA District Office (9/1/00).
 - ◆ ***Media Com of Louisville, Louisville, MS.*** New Orleans, LA District Office (9/1/00).
 - ◆ ***Mississippi Forestry Commission, Jackson, MS.*** New Orleans, LA District Office (9/1/00).
 - ◆ ***AT & T Corporation, Callaway, FL.*** Tampa, FL District Office (9/5/00).
 - ◆ ***Gulf Power Company, De Funiak Springs, FL.*** Tampa, FL District Office (9/5/00).
 - ◆ ***Harford County Government, Bel Air, MD.*** Columbia, MD District Office (9/5/00).
 - ◆ ***Jacor Broadcasting of Florida, Inc.*** Tampa, FL District Office (9/5/00).
 - ◆ ***Kenai Peninsula Borough, Nikiski, AN.*** Anchorage, AK Resident Agent Office (9/5/00).
 - ◆ ***State of Florida, Tallahassee, FL.*** Tampa, FL District Office (9/5/00).
 - ◆ ***Walton County Broadcasting, Inc.*** Tampa, FL District Office (9/5/00).
 - ◆ ***Entravision Holdings, LLC , Radio Station KUET , Black Canyon City, AZ.*** Other violations: 47 C.F.R.. §§ 73.49 (AM Transmission System Fencing Requirements) and 73.1201(Station Identification). San Diego, CA District Office (9/6/00).
 - ◆ ***Nextel Communications, Bernalillo, New Mexico.*** Denver, CO District Office (9/6/00).
 - ◆ ***Rio Grande Transmission, Inc., Apache Springs, New Mexico.*** Denver, CO District Office (9/6/00).
 - ◆ ***360° Communications Company of New Mexico, Santa Fe, New Mexico.*** Denver, CO District Office (9/6/00).
 - ◆ ***F B Tauer Company, Howell, MI.*** Detroit, MI District Office (9/8/00).
 - ◆ ***Southern California Gas Company, San Diego, CA.*** Other violation: 47 CFR § 17.48 (Notification of Extinguishment of Improper Functioning of Lights). Los Angeles, CA District Office (9/8/00).

- ◆ ***Cellular Communications of PR, Inc., San Juan, PR.*** San Juan, PR Resident Agent Office (9/11/00).
- ◆ ***Joe E. Phillips, Lubbock, TX.*** Dallas, TX District Office (9/11/00).
- ◆ ***Route 66 Broadcasting Company, Santa Rosa, New Mexico.*** Other violation: 47 C.F.R. § 73.49 (AM Transmission System Fencing Requirements). Denver, CO District Office (9/11/00).
- ◆ ***Voice Stream PCS II License Corporation, dba Western PCS II Corporation, Moriarty, New Mexico.*** Denver, CO District Office (9/11/00).
- ◆ ***US West Newvector Group, Albuquerque, New Mexico.*** Denver, CO District Office (9/13/00).
- ◆ ***Pinnacle Towers, Inc., Sarasota, FL.*** San Francisco, CA District Office, 9/14/00.
- ◆ ***Wirelessco LP dba Sprint PCS, Southfield, MI.*** Detroit, MI District Office (9/15/00).
- ◆ ***ATC Tower Corporation, Webster, TX.*** Dallas, TX District Office (9/18/00).
- ◆ ***Barger & Brady Partnership, Mexia, TX.*** Dallas, TX District Office (9/18/00).
- ◆ ***Crown Castle International, Canonsburg, PA.*** Dallas, TX District Office (9/18/00).
- ◆ ***Crown Communications Inc., Canonsburg, PA.*** Dallas, TX District Office (9/18/00).
- ◆ ***Dobson Cellular Systems, Inc., Oklahoma City, OK.*** Dallas, TX District Office (9/18/00).
- ◆ ***Helmsco, Inc., Waco, TX.*** Dallas, TX District Office (9/18/00).
- ◆ ***Shamrock Pipeline Corporation, Sunray, TX.*** Dallas, TX District Office (9/18/00).
- ◆ ***Sprint Spectrum L.P., Dallas, TX.*** Dallas, TX District Office (9/18/00).
- ◆ ***Trinity Wireless Towers, Livonia, MI.*** Dallas, TX District Office (9/18/00).
- ◆ ***Candido Dias Carrelo, WFNW, Naugatuck, CT.*** Boston, MA District Office (9/18/00).
- ◆ ***Pulitzer Broadcasting Company, Albuquerque, New Mexico.*** Denver, CO District Office (9/26/00).
- ◆ ***American Tower, Troy, Missouri.*** Kansas City, MO District Office (9/27/00)
- ◆ ***American Tower, Flint Hills, Missouri.*** Kansas City, MO District Office (9/27/00)
- ◆ ***Broadwing Communications, Warrenton, Missouri.*** Other violation: 47 C.F.R. § 17.57 (Report of Radio Transmitting Antenna Construction, Alteration, and/or Renewal). Kansas City, MO District Office (9/27/00)
- ◆ ***Broadwing Communications, Florissant, Missouri.*** 47 C.F.R. § 17.57 Report of Radio Transmitting Antenna Construction, Alteration, and/or Renewal). Kansas City, MO District Office (9/27/00).
- ◆ ***Peninsula Communications, Inc.*** Anchorage, AK Resident Agent Office (9/28/00).
- ◆ ***Alyeska Pipeline Service Company Agent (1).*** Anchorage, AK Resident Agent Office (9/28/00).
- ◆ ***Alyeska Pipeline Service Company Agent (2).*** Anchorage, AK Resident Agent Office (9/28/00).

- ◆ *Doyles Fuel Service*. Anchorage, AK Resident Agent Office (9/29/00).
- ◆ *AT&T Wireless Services, Inc.* Anchorage, AK Resident Agent Office (9/29/00).
- 47 C.F.R. § 17.47 – Inspection of Antenna Structure Lights and Associated Control Equipment
 - ◆ *TeleCorp Communications, Inc., New Orleans, LA*. Other violations: 17.51 (Time When Lights Should Be Exhibited). New Orleans, LA District Office (9/13/00).
 - ◆ *Crown Castle International - Georgia Region, Alpharetta, GA*. Other violations: 47 C.F.R. §§ 17.48 (Notification of Extinguishment of Improper Functioning of Lights) and 17.56 (Maintenance of Lighting Equipment). Atlanta, GA District Office (9/22/00).
 - ◆ *Crown Communications, Inc., Canonsburg, PA*. Other violation: 47 C.F.R. § 17.48 (Notification of Extinguishment of Improper Functioning of Lights). Dallas, TX District Office (9/29/00).
- 47 C.F.R. § 17.48 – Notification of Extinguishment of Improper Functioning of Lights
 - ◆ *Adventure Communications Inc., Bluefield, WV*. Columbia, MD District Office (9/1/00).
 - ◆ *Southeast Ohio EMS District, Gallipolis, OH*. Columbia, MD District Office (9/1/00).
 - ◆ *BellSouth Personal Communications, Inc., Atlanta, GA*. Norfolk, VA Resident Agent Office (9/15/00).
 - ◆ *Magnum Communications, Inc., York, SC*. Norfolk, VA Resident Agent Office (9/15/00).
- 47 C.F.R. § 17.57 – Report of Radio Transmitting Antenna Construction, Alteration, and/or Renewal
 - ◆ *Rio Grande Transmission, Inc., Apache Springs, New Mexico*. Denver, CO District Office (9/21/00).
 - ◆ *Pickle Hill Public Broadcasting, Inc.* Anchorage, AK Resident Agent Office (9/25/00).
 - ◆ *Nextel Communications, Inc., Bernalillo, New Mexico*. Denver, CO District Office (9/27/00).

47 C.F.R. Part 22 – Public Mobile Radio Services

- 47 C.F.R. § 22.359 – Emission Masks
 - ◆ *Metrocall USA, Inc., Alexandria, VA*. New Orleans, LA District Office (9/13/00).

47 C.F.R. Part 73 – Broadcast Radio Services

- 47 C.F.R. § 73.152 – Modification of Directional Antenna Data
 - ◆ ***Eagle II Broadcasting Corp. Ithaca, NY.*** Other violations: 47 C.F.R. §§ 73.158(Directional Antenna Monitoring Points), 73.1213 (Antenna Structure, Marking and Lighting), 73.1215 (Specifications For Indicating Instruments), 73.1560 (Operating Power and Mode Tolerances), 73.1820 (Station Log), and 73.1870 (Chief Operators). Buffalo, NY Resident Agent Office (9/18/00)

- 47 C.F.R. § 73.1820 – Station Log
 - ◆ ***San Dow Broadcasting, Tupelo, MS.*** Other violation: 47 C.F.R. § 73.3526(Local Public Inspection File for Commercial Stations). New Orleans, LA District Office (9/5/00).

47 C.F.R. Part 76 – Multichannel Video and Cable Television Service

- 47 C.F.R. § 76.605 – Cable Signal Leakage
 - ◆ ***Charter Communications, Decatur, AL.*** Atlanta, GA District Office (9/7/00).
 - ◆ ***Charter Communications, Community ID# OR0072, Lincoln City, Oregon.*** Portland, OR Resident Agent Office. (9/13/00).
 - ◆ ***Millennium Digital Media, Community ID# OR0051, Depoe Bay, Oregon.*** Portland, OR Resident Agent Office (9/14/00).
 - ◆ ***Gilmer Cable Television, Gilmer TX.*** Dallas, TX District Office (9/20/00).
 - ◆ ***Charter Communications, Portland, Oregon.*** Portland, OR Resident Agent Office (9/21/00).
 - ◆ ***US Cable, Troy, Missouri.*** Kansas City, MO District Office (9/29/00)

47 C.F.R. Part 80 – Safety and Special Radio Services

- 47 C.F.R. § 80.89 – Unauthorized Transmission
 - ◆ ***Jacob Novaro, Waretown, NJ.*** Other violation: 47 C.F.R. § 80.90 (Suspension of Transmission). Philadelphia, PA District Office (9/5/00).
 - ◆ ***Edward Kantzler, Gibraltar, MI.*** Detroit, MI District Office (9/15/00).
 - ◆ ***Dan Nash, Gresham, OR.*** Portland, OR Resident Agent Office (9/21/00).

- 47 C.F.R. § 80.203 – Authorization For Transmitters For Licensing
 - ◆ ***The Pine Orchard Yacht and Country Club, WHW638, Pine Orchard, CT.*** Boston, MA District Office (9/18/00).

- 47 C.F.R. § 80.409 – Station Logs
 - ◆ *Hornblower Dining Yachts, San Francisco, CA.* San Francisco, CA District Office (9/7/00).

47 C.F.R. Part 87 – Aviation Services

- 47 C.F.R. § 87.187 –Frequencies
 - ◆ *Robert Veal.* Anchorage, AK Resident Agent Office (9/7/00).

47 C.F.R. Part 90 – Private Land Mobile Radio Services

- 47 C.F.R. § 90.157 – Discontinuance of Station Operation
 - ◆ *CNF Transportation Inc., KNEC223, Portland, OR.* Boston, MA District Office (9/21/00).
 - ◆ *Schindler Elevator Corp., KNGK438, Morristown, NJ.* Boston, MA District Office (9/21/00).
- 47 C.F.R. § 90.437 – Posting Station Licenses
 - ◆ *Federal Express Corp., WPLH430, Collierville, TN.* Boston, MA District Office (9/18/00).
 - ◆ *Janazzo Heating & Air Conditioning, Inc., WPHZ369, Milldale, CT.* Other violation: 47 C.F.R. § 90.647(Station Identification). Boston, MA District Office (9/18/00).

47 C.F.R. Part 95 – Personal Radio Services

- 47 C.F.R. § 95.410 – (CB Rule 10) How Much Power May I Use?
 - ◆ *Vincent Tryner, Portland, OR.* Other violation: 47 C.F.R. § 95.639 (Maximum Transmitter Power). Portland, OR Resident Agent Office (9/29/00).